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Signature

Date

REISSUE PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of
U.S. Patent No. 6,008,216

First Applicant: CHAKRABARTI Jiban Kumar

Group Art Unit:

Serial No.: 10/023132

1624

Examiner:

Brenda Libby

Coleman

Application Date:

December

Confirmation No.:

18, 2001

4078

For: PROCESS FOR PREPARING 2-METHYL-THIENO-
BENZODIAZEPINE

Docket No.: G01265I

SUPPLEMENTAL REISSUE DECLARATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which United States Patent No. 6,008,216 was granted on the invention entitled

Process for Preparing 2-Methyl-Thieno-Benzodiazepine

the specification of which:

[] is attached hereto
[X] was filed on July 24, 1998 as United States Application Serial No.
09/122,294

whereof Eli Lilly and Company Limited, on whose behalf and with whose assent this application is made, is now sole owner by assignment, and for which invention I solicit a reissue patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims 1, 25, and 26.

I acknowledge the duty to disclose all information known to me which is material to patentability as defined in 37 C.F.R. § 1.56.

I believe United States Letters Patent No. 6,008,216 to be at least partly inoperative for the reason that I claimed less than I had the right to claim in the patent. At least one error upon which reissue is based is described below:

More particularly, it was error not to include independent claims 25 and 26 which claim certain processes for preparing 2-methyl-4(4-methyl-1 piperazinyl)-10H-thieno[2,3-b][1,5]-benzodiazepine. By not including these specific process claims, I erroneously claimed less than I had a right to claim.

I state that every error in the patent which was corrected in the present reissue application, and is not covered by a prior oath/declaration submitted in this application, arose without any deceptive intention on my part.

Since this reissue application was filed within two years of the issue date of United States Letters Patent No. 6,008,216, broader claims than those in the issued patent are permissible.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full Name of Sole or
First Joint Inventor : Jiban KumarChakrabarti (Deceased)

Inventor's Signature : see added page Date: _____

Post Office Address : C/O Eli Lilly and Company Limited
Kingsclere Road, Baskingstoke

Serial No. 10/023,132

Hampshire RG21 6XA

Citizenship : United Kingdom

Full Name of Second
Joint Inventor, if Any : Terrence Michael Hotten

Inventor's Signature : Terrence Michael Hotten Date: 26-07-06

Post Office Address : C/O Eli Lilly and Company Limited
Kingsclere Road, Basingstoke
Hampshire RG21 6XA

Citizenship : United Kingdom

Full Name of Third
Joint Inventor, if Any : David Edward Tupper

Inventor's Signature : David Edward Tupper Date: 17-08-06

Post Office Address : C/O Eli Lilly and Company Limited
Kingsclere Road, Basingstoke
Hampshire RG21 6XA

Citizenship : United Kingdom

**ADDED PAGE TO REISSUE DECLARATION FOR SIGNING BY
ADMINISTRATOR(TRIX), EXECUTOR(TRIX) OR LEGAL REPRESENTATIVE
ON BEHALF OF DECEASED INVENTOR PURSUANT TO 37 C.F.R. § 1.42**

I, MRS. REBA CHAKRABARTI
hereby declare that I am a citizen of the United Kingdom residing at:
3 HOLLY WEDGE ROAD, FRIMLEY
SURREY, U.K. GU16 8ST
and that I am executing and signing the supplemental declaration to which this is attached as
(check one):

- ☐ The administrator(trix) of
☒ The executor(trix) of the last will and testament of
☐ The legal representative (or heirs) of

Jiban Kumar Chakrabarti
Full name of deceased inventor

United Kingdom
Country of citizenship of deceased inventor

C/O Eli Lilly and Company Limited
Kingsclere Road, Basingstoke
Hampshire RG21 6XA
Post Office address of deceased inventor

That, upon information and belief, I aver those facts that the inventor
is required to state.

Date: 16-08-06

